



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
[www.uspto.gov](http://www.uspto.gov)

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/886,478	06/20/2001	Bruce E. Brown	21893-05171

CONFIRMATION NO. 7015

00758  
FENWICK & WEST LLP  
TWO PALO ALTO SQUARE  
PALO ALTO, CA 94306

## FORMALITIES LETTER



\*OC00000006301310\*

Date Mailed: 07/16/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

## FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 355 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).*
- Total additional claim fee(s) for this application is \$778.
  - \$603 for 67 total claims over 20.
  - \$40 for 1 independent claims over 3 .
  - \$135 for multiple dependent claim surcharge.
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 1198.**

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*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



PATENT

IN THE UNITED STATES

PATENT AND TRADEMARK OFFICE

APPLICANT(S): Bruce E. Brown, Aaron M. Brown and Bruce-Eric Brown II

APPLICATION NO.: 09/886,478

FILING DATE: June 20, 2001

TITLE: Variable Trust Levels For Authentication

EXAMINER: Not yet known

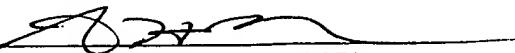
GROUP ART UNIT: 2131

ATTY. DKT. NO.: 21893-05171

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Box Missing Parts, Commissioner For Patents, Washington, D.C. 20231, on the date shown below:

Dated: SEP 7/01

By:   
Amir H. Raubvogel, Reg. No.: 37,070

BOX MISSING PARTS  
COMMISSIONER FOR PATENTS  
WASHINGTON, D.C. 20231

RESPONSE TO NOTICE TO FILE MISSING  
PARTS OF APPLICATION

SIR:

Responsive to the Notice to File Missing Parts dated June 16, 2001 received in the above-identified patent application,

Enclosed are:

- a copy of the Notice to File Missing Parts;
- an original, signed Declaration;
- an original, signed Power of Attorney;
- an Application Data Sheet;
- payment in the amount of \$2,396.00 for the
- application filing fee;

PATENT

- fee for additional claims; and
- missing parts surcharge.
- Other
- Applicant claims small entity status under 37 C.F.R. § 1.27.

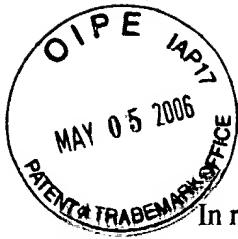
Please note that Applicants do not claim small entity status.

Respectfully submitted,  
BRUCE E. BROWN, AARON M. BROWN AND  
BRUCE-ERIC BROWN II

Dated: SEP 7/01

By: AH Raubvogel  
Amir H. Raubvogel, Reg. No.: 37,070  
Fenwick & West LLP  
Two Palo Alto Square  
Palo Alto, CA 94306  
Tel.: (650) 858-7276  
Fax.: (650) 494-1417

21893/05171/DOCS/1206018.1



PATENT  
Attorney Docket No. ILU01-001US(P1819US)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Brown et al.

Art Unit: 2134

Application No. 09/886,478

Examiner: Wright, Norman M.

Filed: June 20, 2001

For: VARIABLE TRUST LEVELS FOR AUTHENTICATION

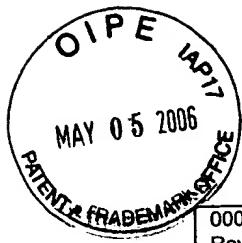
**LETTER TRANSMITTING COPY OF SIGNED DECLARATION DOCUMENT AND  
ACCOMPANYING DOCUMENTS**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

In a telephone conference on April 7, 2006, Examiner Norman Wright advised Applicants' representative that the prosecution file maintained by the Patent Office appears to lack a copy of the executed Declaration filed in Response to Notice of Missing Parts that was transmitted September 7, 2001. Examiner Wright requested that Applicants provide a copy of the papers filed on that date to the Office of Patent Publication. In a telephone conference on April 10, 2006, a representative of the Office of Patent Publication indicated that the Applicants should correspond with the Examiner in order to resolve this problem.

Accordingly, Applicants provide the attached copies of the documents transmitted on September 7, 2001 along with the stamped acknowledgment postcard received from the Patent Office. The attached documents include the following: Transmittal Form with Certificate of Mailing, Fee Transmittal, Response to Notice to File Missing Parts of Application with Certificate of Mailing, Copy of Notice to File Missing Parts of Nonprovisional Application, Power of Attorney or Authorization of Agent, and Declaration (37 CFR 1.63) for Utility or Design Application Using an Application Data Sheet (37CFR 1.76).



PTO/SB/21 (modified)  
Approved for use through xx/xx/xx, OMB 0651-0031  
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

0001/PTO Rev. 10/95	U.S. Department of Commerce Patent and Trademark Office		Application Number	09/886,478
			Filing Date	June 20, 2001
			First Named Inventor	Bruce E. Brown
			Group Art Unit Number	2131
			Examiner Name	Not yet known
Total Number of Pages in This Submission		8	Attorney Docket Number	21893-05171

<b>ENCLOSURES (check all that apply)</b>	
<input checked="" type="checkbox"/> Fee Transmittal Form (in duplicate)	<input type="checkbox"/> Issue Fee Transmittal
<input checked="" type="checkbox"/> <input checked="" type="checkbox"/> Check Enclosed	<input type="checkbox"/> Letter to Chief Draftsperson
<input checked="" type="checkbox"/> Return Receipt Postcard	<input type="checkbox"/> Formal Drawing(s):
<input checked="" type="checkbox"/> Response to Notice to File Missing Parts	<input type="checkbox"/> [ ] Sheet(s) of Figure(s) [ ]
<input type="checkbox"/> Assignment & Recordation Cover Sheet	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Declaration	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input checked="" type="checkbox"/> Power of Attorney	<input type="checkbox"/> Certified Copy of Priority Document(s)
<input type="checkbox"/> Application Data Sheet	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Information Disclosure Statement & PTO-1449	<input checked="" type="checkbox"/> Copy of Notice to File Missing Parts
<input type="checkbox"/> Copies of IDS Cited References	<input type="checkbox"/>
<input type="checkbox"/> Request for Corrected Filing Receipt	<input type="checkbox"/>
<input type="checkbox"/> Request for Correction of Recorded Assignment	<input type="checkbox"/>
<input type="checkbox"/> Amendment/Response: [ ] Page(s)	<input type="checkbox"/>
<input type="checkbox"/> After Final	<input type="checkbox"/>
<input type="checkbox"/> Status Request	<input type="checkbox"/>
<input type="checkbox"/> Revocation and Substitute Power of Attorney	<input type="checkbox"/>

**REMARKS:**

<b>SIGNATURE OF ATTORNEY OR AGENT</b>			
Signature:			
Attorney/Reg. No.:	Amir H. Raubvogel / Reg. No.: 37,070	Dated:	September 7, 2001

<b>CERTIFICATE OF MAILING</b>			
<p>I hereby certify that this correspondence, including the enclosures identified above, is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on the date shown below. If the Express Mail Mailing Number is filled in below, then this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service pursuant to 37 CFR 1.10.</p>			
Signature:			
Typed or Printed Name:	Amir H. Raubvogel	Dated:	September 7, 2001
Express Mail Mailing Number (optional):			

21893/05171/DOCS/1206038.1



PTO/SB/17 (10-00)(modified)  
Approved for use through 09/29/01, OMB 0651-0032  
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

0002/PTO(modified) U.S. Department of Commerce  
Rev. 10/2000 Patent and Trademark Office

## FEE TRANSMITTAL

### TOTAL AMOUNT OF PAYMENT

Subtotal (1) + Subtotal (2) + Subtotal (3) = **(\\$) 2,396.00**

*Complete if Known*

Application Number	09/886,478
Filing Date	June 20, 2001
First Named Inventor	Bruce E. Brown
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METHOD OF PAYMENT		FEE CALCULATION (continued)																																																																																																																																																																
<p>1. The Commissioner is hereby authorized to:</p> <p><input type="checkbox"/> Charge the indicated fees to the below mentioned deposit account.</p> <p><input type="checkbox"/> Charge any additional fee required under 37 CFR 1.16 - 1.21 or credit any over payments to the below mentioned deposit account.<sup>1</sup></p> <p><input type="checkbox"/> Applicant claims small entity status See 37 CFR 1.27</p>		<p>3. ADDITIONAL FEES</p> <table border="1"> <thead> <tr> <th>Large Entity Fee Code/Fee</th> <th>Small Entity Fee Code/Fee</th> <th>Fee Description</th> <th>Fee Due</th> </tr> </thead> <tbody> <tr><td>105/\$130</td><td>205/\$65</td><td>Surcharge - late filing fee or oath</td><td><b>130</b></td></tr> <tr><td>127/\$50</td><td>227/\$25</td><td>Surcharge-late provisional filing fee or cover sheet</td><td></td></tr> <tr><td>147/\$2,520</td><td>147/\$2,520</td><td>For filing a request for reexamination</td><td></td></tr> <tr><td>115/\$110</td><td>215/\$55</td><td>Extension for response within first month<sup>1</sup></td><td></td></tr> <tr><td>116/\$390</td><td>216/\$195</td><td>Extension for response within second month<sup>1</sup></td><td></td></tr> <tr><td>117/\$890</td><td>217/\$445</td><td>Extension for response within third month<sup>1</sup></td><td></td></tr> <tr><td>118/\$1,390</td><td>218/\$695</td><td>Extension for response within fourth month<sup>1</sup></td><td></td></tr> <tr><td>128/\$1,890</td><td>228/\$945</td><td>Extension for response within fifth month<sup>1</sup></td><td></td></tr> <tr><td>119/\$310</td><td>219/\$155</td><td>Notice of Appeal</td><td></td></tr> <tr><td>141/\$1,240</td><td>241/\$620</td><td>Petition to revive unintentionally abandoned application</td><td></td></tr> <tr><td>142/\$1,240</td><td>242/\$620</td><td>Utility Issue Fee (Or Reissue)</td><td></td></tr> <tr><td>143/\$440</td><td>243/\$220</td><td>Design Issue Fee</td><td></td></tr> <tr><td>122/\$130</td><td>122/\$130</td><td>Petitions to the Commissioner</td><td></td></tr> <tr><td>126/\$180</td><td>126/\$180</td><td>Submission of Information Disclosure Statement</td><td></td></tr> <tr><td>179/\$710</td><td>279/\$355</td><td>Request for Continued Examination (RCE)</td><td></td></tr> <tr><td>581/\$40</td><td>581/\$40</td><td>Recording each patent assignment per property (times number of properties)</td><td></td></tr> <tr><td>146/\$710</td><td>246/\$355</td><td>Filing a submission after final rejection (37 CFR 1.129(a))</td><td></td></tr> <tr><td>149/\$710</td><td>249/\$355</td><td>For each additional invention to be examined (37 CFR 1.129(b))</td><td></td></tr> <tr> <td colspan="2"></td> <td>Other fee (specify):</td> <td></td> </tr> <tr> <td colspan="2"></td> <td>Other fee (specify):</td> <td></td> </tr> <tr> <td colspan="2"></td> <td>SUBTOTAL (3)</td> <td><b>(\\$) 130</b></td> </tr> <tr> <td colspan="2"> <p>2. 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		** If the difference between Col. 1 and Col. 2 is less than zero, then enter "0" in Col. 3																																																																																																																																																																

SUBMITTED BY		Complete (if applicable)	
Typed or Printed Name	Amir H. Raubvogel	Reg. Number	37,070
Signature		Date	September 7, 2001

<sup>1</sup> Request for Extension of Time per 37 CFR 1.136 (a)(3) made hereby



Date Mailed: September 7, 2001 | Atty/Sec: AHR/clm/cje | Filing Date: June 20, 2001

Application No.: 09/886,478

Docket No.: 21893-05171

Applicant(s): Bruce E. Brown et al.

Title: "Variable Trust Levels For Authentication"

Please imprint Patent Office "date stamp" hereon to indicate receipt and return card to addressee.

- \_\_\_\_ pages of Specification, Claims & Abstract       Nonpublication Request under 35 U.S.C. 122(b)(2)(B)(i).
- \_\_\_\_ sheets of formal drawings       Response to Notice Of Missing Parts
- Provisional Application Cover Sheet       Request to Correct Filing Receipt
- New Utility Application Transmittal       Request for Correction of Recorded Assignment
- Transmittal       IDS, PTO-1449, and cited references
- Fee Transmittal (in duplicate) SEP 17 2001       Issue Fee Transmittal
- Declaration       Letter to Chief Draftsperson
- Assignment & Recordation Cover Sheet       Formal Drawings: \_\_\_\_ sheets
- Power of Attorney       Request for Certificate of Correction
- CPA Request Transmittal       Notice of Appeal
- Application Data Sheet       Express Mail No.
- Check in the amount of \$2,396.00
- Amendment/Response

Other: Copy of Notice to File Missing Parts

21893/05171/DOCS/1206045.1